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PROPOSED CHARTER

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- b. Recall an elected officer who has held office for six months.
- c. Amend, revise or repeal the charter. The petition law regarding adopting, amending, revising or repealing a charter shall read as follows:

If a majority of the electors voting at a general or special election vote in favor of the proposed charter or revised charter, it is deemed ratified and it takes effect when filed with the Secretary of State.

An amendment to an existing charter, or the repeal of an existing charter, may be introduced by the Board of Supervisors or by a petition signed by at least 10% of the electors who voted in the last gubernatorial election. The amendment or repeal is deemed ratified and takes effect when filed with the Secretary of State. If a majority of the electors voting at the election vote in favor of the amendment or repeal, it is deemed ratified and takes effect when filed with the Secretary of State.

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PREAMBLE

We, the people of El Dorado County, with our geographical and cultural diversity, adopt this charter to provide a local government responsive to our social, economic, physical and environmental needs and goals in a democratic, just and efficient manner.

ARTICLE I - POWERS OF THE ELECTORS

101. Elections.

Except as otherwise provided in this charter, all elections to nominate or elect candidates and to vote on ballot questions shall be conducted pursuant to the general law of the State of California.

Candidates shall pay for the cost of their statement of qualifications in the ballot pamphlet unless the Board of Supervisors determines otherwise.

102. Initiative, Referendum, Recall and Charter Change.

The electors of the county may by majority vote and pursuant to general law:

- a. Exercise the powers of initiative and referendum.
- b. Recall an elected officer who has held office for six months.
- c. Amend, revise or repeal this charter. The general law regarding adopting, amending, revising or repealing a charter apply except as follows:

If a majority of the electors voting at a general or special election vote in favor of the proposed charter or revised charter, it is deemed ratified and it takes effect when filed with the Secretary of State.

An amendment to an existing charter, or the repeal of an existing charter, may be proposed either by the Board of Supervisors or by a petition signed by at least 10% of the electors who voted at the last gubernatorial election. The amendment or repeal is placed before the voters at the next general or special Countywide election. Alternatives may be voted on at the same election. If a majority of the electors voting at the election vote in favor of the amendment or repeal, it is deemed ratified and takes effect when filed by the Secretary of State.

PREAMBLE

WE, the people of El Dorado County, with our geographical and cultural diversity, desire to ensure a local government responsive to our social, economic, physical and environmental needs and goals in a democratic, just and efficient manner.

ARTICLE I - POWERS OF THE ELECTORS

101. Election.

Except as otherwise provided in this chapter, all elections to municipal or local offices and to vote on ballot questions shall be conducted pursuant to the general law of the State of California.

Candidates shall pay for the cost of their statement of qualifications in the ballot pamphlet unless the Board of Supervisors determines otherwise.

102. Initiative, Referendum, Recall and Charter Change.

The electors of the county may by majority vote and pursuant to general law:

- a. Exercise the powers of initiative and referendum;
- b. Recall an elected officer who has held office for six months;
- c. Amend, revise or repeal the charter. The general law regarding adopting, amending, revising or repealing a charter apply except as follows:

If a majority of the electors voting at a general or special election vote in favor of the proposed charter or revised charter, it is deemed ratified and it takes effect when filed with the Secretary of State.

An amendment to an existing charter, or the repeal of an existing charter, may be proposed either by the Board of Supervisors or by a petition signed by at least 10% of the electors who voted at the last gubernatorial election. The amendment or repeal is placed before the voters at the next general or special Countywide election. Alternatively, may be voted on at the same election. If a majority of the electors voting at the election vote in favor of the amendment or repeal, it is deemed ratified and takes effect when filed by the Secretary of State.

If the provisions of two or more measures approved at the same election conflict, those of the measure receiving the highest affirmative vote shall prevail.

200. Governing Body.

The governing body of the county is a Board of Supervisors of five members elected by district.

201. Residence Requirements.

A candidate for election as supervisor shall be an inhabitant of the district and shall have resided in the district prior to nomination for election. Once elected to the office of supervisor, a person shall remain a resident in the district in which that person is elected or be deemed to have resigned the office.

202. Term of Office.

The term of office of supervisor is four years. The term of office commences at noon on the first Monday in January.

The supervisor for each of the First, Second and Third Districts shall be elected in 1996. The supervisor for each of the Fourth and Fifth Districts shall be elected in 1994.

203. Filling of Vacancies.

Whenever a vacancy occurs in the office of supervisor, the unexpired term shall be filled by election. If the vacancy occurs more than 90 days but less than 120 days before a scheduled primary election, or general election, or special election involving the district in which the vacancy has occurred, then the vacancy shall be filled at a special election. If the vacancy occurs more than 120 or less than 90 days before a scheduled primary election, or general election, or special election involving the district in which the vacancy has occurred, then the vacancy shall be filled at a special election as called by the Board of Supervisors in accord with the provisions of general state law regarding special elections. The candidate having the highest number of votes shall be elected to fill the unexpired term.

204. Compensation.

Compensation of supervisors shall be fixed by ordinance.

It is possible that two or more answers appeared at the same position
and that some of the answers receiving the highest attention were also
present.

ARTICLE II - BOARD OF SUPERVISORS

200. *Governing Body.*

The governing body of the county is a Board of Supervisors of five members elected by district.

201. *Residence Requirements.*

A candidate for election as supervisor shall be an elector in the district and shall have resided in the district prior to nomination for election. Once elected to the office of supervisor, a person shall remain a resident in the district in which they are elected or be deemed to have vacated the office.

202. *Term of Offices.*

The term of office of supervisor is four years. The term of office commences at noon on the first Monday in January.

The supervisor for each of the First, Second and Third Districts shall be elected in 1996. The supervisor for each of the Fourth and Fifth Districts shall be elected in 1994.

203. *Filling of Vacancies.*

Whenever a vacancy occurs in the office of supervisor, the unexpired term shall be filled by election. If the vacancy occurs more than 90 days but less than 120 days before a scheduled primary election, or general election, or special election involving the district in which the vacancy has occurred, then the vacancy shall be filled at such scheduled election. If the vacancy occurs more than 120 or less than 90 days before a scheduled primary election, or general election, or special election involving the district in which the vacancy has occurred, then the vacancy shall be filled at a special election to be called by the Board of Supervisors in accord with the provisions of general state law regarding special elections. The candidate having the highest number of votes shall be elected to fill the unexpired term.

204. *Compensation.*

Compensation of supervisors shall be fixed by ordinance.

ARTICLE II - BOARD OF SUPERVISORS

200. Governing Body

The governing body of this county is a board of supervisors of five members elected by district.

201. Qualifications Requirements

A candidate for election as supervisor shall be an elector in the district and shall have resided in the district for at least one year prior to election. Once elected to the office of supervisor, a person shall continue to reside in the district in which they are elected or be deemed to have resided the office.

202. Term of Office

The term of office of a supervisor is four years. The term of office commences at noon on the first Monday of January.

The supervisor for each of the First, Second and Third Districts shall be elected in 1992. The supervisor for each of the Fourth and Fifth Districts shall be elected in 1994.

203. Filling of Vacancies

Whenever a vacancy occurs in the office of supervisor, the unexpired term shall be filled by election. If the vacancy occurs more than 90 days but less than 150 days before a scheduled primary election, or general election, or special election involving the district in which the vacancy has occurred, then the vacancy shall be filled at such a scheduled election. If the vacancy occurs more than 150 or less than 90 days before a scheduled primary election, or general election, or special election involving the district in which the vacancy has occurred, then the vacancy shall be filled at a special election to be called by the Board of Supervisors in accord with the provisions of general state law regarding special elections. The candidate having the highest number of votes shall be elected to fill the unexpired term.

204. Compensation

Compensation of supervisors shall be fixed by ordinance.

205. *Setting of Meetings.*

The Board of Supervisors shall provide by ordinance for the frequency, manner and time of holding all regular and special meetings. At a minimum, one meeting per calendar year shall be held in each supervisorial district.

206. *Election of Officers.*

The Board of Supervisors, annually at the first meeting following the first Monday in January, shall elect a presiding officer, a presiding officer pro tem and an alternate presiding officer pro tem. The presiding officer shall preside at all meetings. In the absence or inability to act of the presiding officer, the presiding officer pro tem or alternate presiding officer pro tem shall act with all the authority of the presiding officer. The Board of Supervisors may adopt procedures governing the conduct of Board meetings and activities.

207. *Quorum.*

Three members of the Board shall constitute a quorum for the transaction of business. No act of the Board shall be valid unless at least three members are present and concur, except in those instances in which the general law of the state requires a higher vote, in which instances the general law shall prevail.

208. *Ineligibility for Appointments.*

No supervisor, during the term of office and for one year thereafter, shall be eligible for appointment to any El Dorado County office, position or employment for which a salary is paid. Salary does not include expense reimbursement.

209. *Recall.*

Any supervisor is subject to removal from office by recall.

210. *Powers and Duties.*

The Board of Supervisors shall have all the powers and shall perform all the duties vested in it by the Constitution, general law and this charter.

a. The Board shall:

- (1) Adopt a statement of the goals of the county reflecting the quality and direction of the activities of county government for the

205. Salary of Members

The Board of Supervisors shall provide by ordinance for the necessary members and one of holding all regular and special meetings, and a majority vote meeting for calendar year shall be held in each supervisory district.

206. Election of Officers

The Board of Supervisors annually at the first meeting following the first Tuesday in January shall elect a presiding officer, a presiding officer pro tem, an alternate presiding officer, a clerk, a clerk pro tem, a secretary, a secretary pro tem, a treasurer, a treasurer pro tem, and a member of the Board of Supervisors to act as the presiding officer in the absence of the presiding officer. The Board of Supervisors may select members governing the conduct of officers. The Board of Supervisors may select members governing the conduct of officers.

207. Quorum

Three members of the Board shall constitute a quorum for the transaction of business. The act of the Board shall be valid unless a majority of the members are present and signed, except in those instances in which the majority of the members are present and signed, in which instance the majority shall prevail.

208. Eligibility for Appointment

No supervisor, during the term of office and for one year thereafter, shall be eligible for appointment to any of the County offices, positions or appointments for which a salary is paid. Salary does not include expense reimbursement.

209. Recall

Any supervisor is subject to removal from office by recall.

210. Power and Duties

The Board of Supervisors shall have all the powers and shall perform all the duties vested in it by the Constitution, general law and this charter.

a. The Board shall:

(1) Adopt a statement of the goals of the county defining the policy and direction of the activities of county government for the

enhancement of human and physical resources of the county. At least annually, prior to the end of the first quarter of the calendar year, the Board shall review the adopted goals and modify them as necessary.

- (2) Appoint or remove the Chief Administrative Officer. At least once each year, the Board shall review and evaluate the Chief Administrative Officer's performance. The Board shall (1) review, and (2) accept, reject or modify all performance evaluations performed by the Chief Administrative Officer pursuant to section 304(i) of this charter.

- (3) Appoint or remove members of boards and commissions. Except as otherwise provided for herein, non-elected department heads shall serve at the pleasure of the Board of Supervisors. The Superior Court Executive Officer and Municipal Court Executive Officer shall be appointed by and serve at the pleasure of their respective courts.

Appoint, suspend or remove all department heads except those for whose election or appointment this charter makes other provision. Appointments shall be made on the basis of executive and administrative qualifications as determined by screening and selection procedures comparable to those used for classified management personnel.

- (4) Adopt the annual budget.
- (5) Provide for the number, powers and duties of all appointed officers and employees.
- (6) Establish by ordinance or resolution the compensation of other officers and employees.
- (7) Provide for publication of the powers, duties, procedures and rules of operation of all county offices and departments and for public access to such publications.
- (8) Take such measures as may be necessary to implement this charter.
- (9) Adopt a uniform format for providing responses to findings and recommendations of reports of the Grand Jury pursuant to section

enhancement of human and physical aspects of the county. At least annually, prior to the end of the fiscal year, the Board shall review the annual goals and modify them as necessary.

(2) The Board shall review the Chief Administrative Officer's report at least once each year, the Board shall review and evaluate the Chief Administrative Officer's performance. The Board shall (i) review and (ii) accept or modify the performance evaluation performed by the Chief Administrative Officer pursuant to section 30416 of the Charter.

(3) The Board shall review the Chief Administrative Officer's report at least once each year, the Board shall review and evaluate the Chief Administrative Officer's performance. The Board shall (i) review and (ii) accept or modify the performance evaluation performed by the Chief Administrative Officer pursuant to section 30416 of the Charter.

A report, submitted annually to the Board, shall contain information for the Board's review and evaluation of the Board's performance. The Board shall (i) review and (ii) accept or modify the performance evaluation performed by the Chief Administrative Officer pursuant to section 30416 of the Charter.

(4) The Board shall review the Chief Administrative Officer's report at least once each year, the Board shall review and evaluate the Chief Administrative Officer's performance. The Board shall (i) review and (ii) accept or modify the performance evaluation performed by the Chief Administrative Officer pursuant to section 30416 of the Charter.

(5) The Board shall review the Chief Administrative Officer's report at least once each year, the Board shall review and evaluate the Chief Administrative Officer's performance. The Board shall (i) review and (ii) accept or modify the performance evaluation performed by the Chief Administrative Officer pursuant to section 30416 of the Charter.

(6) The Board shall review the Chief Administrative Officer's report at least once each year, the Board shall review and evaluate the Chief Administrative Officer's performance. The Board shall (i) review and (ii) accept or modify the performance evaluation performed by the Chief Administrative Officer pursuant to section 30416 of the Charter.

(7) The Board shall review the Chief Administrative Officer's report at least once each year, the Board shall review and evaluate the Chief Administrative Officer's performance. The Board shall (i) review and (ii) accept or modify the performance evaluation performed by the Chief Administrative Officer pursuant to section 30416 of the Charter.

(8) The Board shall review the Chief Administrative Officer's report at least once each year, the Board shall review and evaluate the Chief Administrative Officer's performance. The Board shall (i) review and (ii) accept or modify the performance evaluation performed by the Chief Administrative Officer pursuant to section 30416 of the Charter.

(9) The Board shall review the Chief Administrative Officer's report at least once each year, the Board shall review and evaluate the Chief Administrative Officer's performance. The Board shall (i) review and (ii) accept or modify the performance evaluation performed by the Chief Administrative Officer pursuant to section 30416 of the Charter.

933 of the Penal Code. Except as may otherwise be provided by state law, this response format shall, as a minimum, require the responding party to (1) state whether there is agreement or disagreement, (2) state in detail the reasons for any disagreement, (3) state whether, when, and how any recommendation will be implemented or whether further study will be required and, if so, a date certain within 6 months when that study will be complete. The county and all officers of the county shall provide responses to Grand Jury reports in accordance with this format.

- (10) Adopt a policy as to financial participation paid by the county for its officers and employees in non-county organizations, and require public disclosure of the cost to the county of such participation.

b. The Board may:

- (1) Create, abolish, consolidate, segregate, assign or transfer the powers and duties of any appointive office, department, division, board or commission to the extent not in conflict with this charter.
- (2) Consolidate, segregate, assign or transfer the powers and duties of any elective office or division thereof to the extent authorized by general law and not in conflict with this charter.
- (3) Appoint, suspend and remove a Clerk of the Board of Supervisors.
- (4) Require periodic or special report of expenditures and costs of operation, examine all records and accounts and inquire into the conduct of any office, commission, department or other entity to which the county contributes funds.
- (5) Require the attendance of any officer or employee of the county at any meeting of the Board for the purpose of information, advice and assistance.
- (6) When it finds that work can more economically and feasibly be performed by independent contractors, enter into contracts for the performance of such work. Any such contract shall require formal Board action. The Board of Supervisors shall adopt an ordinance specifying criteria for entering into such contracts, and specify when competitive bidding procedures for the award of such contracts shall be required.

- (15) When it finds that work can more economically and feasibly be performed by independent contractors, it may enter into contracts for the performance of such work. Any such contract shall require for the Board action. The Board of Supervisors shall adopt an ordinance specifying terms for entering into such contracts, and specify when competitive bidding procedures for the award of such contracts shall be required.
- (16) Repeals the attendance of any officer or employee of the county at any meeting of the Board for the purpose of remuneration, advice and assistance.
- (17) Repeals periodic or special report of management and costs of operations, examines all records and accounts and reports and it is the duty of any officer, commission, department or other entity to which the county contributes funds.
- (18) Repeals periodic or special report of management and costs of operations, examines all records and accounts and reports and it is the duty of any officer, commission, department or other entity to which the county contributes funds.
- (19) Repeals periodic or special report of management and costs of operations, examines all records and accounts and reports and it is the duty of any officer, commission, department or other entity to which the county contributes funds.
- (20) Repeals periodic or special report of management and costs of operations, examines all records and accounts and reports and it is the duty of any officer, commission, department or other entity to which the county contributes funds.

2. The Board may:

- (1) Adopt a policy as to financial participation paid by the county for its officers and employees in non-county organizations, and require public disclosure of the cost to the county of such participation.

to Grand Jury reports in accordance with this charter.

The county and all officers of the county shall provide responses to such requests within 15 days of the date of the request and it shall be the duty of the county to provide responses to such requests within 15 days of the date of the request.

(2) Adopt a policy as to financial participation paid by the county for its officers and employees in non-county organizations, and require public disclosure of the cost to the county of such participation.

211. Communications with Employees ADMINISTRATIVE OFFICER

Board of Supervisors' directions, recommendations or instructions to boards, commissions, department heads, or officers shall be by formal Board action. This section does not limit an individual Supervisor's right to obtain information or request advice or assistance in accordance with normal operating policies.

202. Appointment and Removal.

The Chief Administrative Officer shall be appointed by the Board of Supervisors on the basis of executive and administrative qualifications and experience. The Chief Administrative Officer is appointed by the Board, serves at its pleasure and may be removed at any time by an affirmative vote of three or more of its members.

303. Compensation.

The Chief Administrative Officer's compensation shall be commensurate with the responsibilities of the chief administrative officer. The Chief Administrative Officer may not engage in any other business or occupation without the prior approval of the Board of Supervisors.

304. Duties.

The Chief Administrative Officer shall be responsible to the Board of Supervisors for the proper and efficient administration of such of the affairs of the county as are or hereafter may be placed in the charge of the Chief Administrative Officer, or under the jurisdiction or control of the Chief Administrative Officer, pursuant to the provisions of the Charter, or of any ordinance, resolution or order of the Board of Supervisors. In addition to other powers and duties herein provided, the Chief Administrative Officer shall have the duty and power to:

- a. Coordinate the work of all offices and departments, both executive and advisory, and devise ways and means to promote efficiency and economy in all county operations;
- b. Formulate and present to the Board plans to implement policies and accomplish goals established by the Board;
- c. Recommend an annual budget after reviewing requests of all departments and agencies for which the Board is responsible or which request county funds;
- d. Have responsibility for the administration of the budget after its adoption.

5.1.1. Communication with Employees

Board of Directors' annual recommendations or resolutions to shareholders, compensation, dividend policy, or other matters shall be by Board action. The Board does not have the authority to recommend or request any action or resolution in accordance with the company's policy.

ARTICLE III - CHIEF ADMINISTRATIVE OFFICER

301. Chief Administrative Officer

The Chief Administrative Officer is the chief executive officer of the county.

302. Appointment and Removal.

The Chief Administrative Officer shall be appointed by the Board of Supervisors on the basis of executive and administrative qualifications and experience. The Chief Administrative Officer is evaluated by the Board, serves at its pleasure and may be removed at any time by an affirmative vote of three or more of its members.

303. Compensation.

The Chief Administrative Officer's compensation shall be commensurate with the responsibilities of the chief administrative officer. The Chief Administrative Officer may not engage in any other business or occupation without the prior approval of the Board of Supervisors.

304. Duties.

The Chief Administrative Officer shall be responsible to the Board of Supervisors for the proper and efficient administration of such of the affairs of the county as are or hereafter may be placed in the charge of the Chief Administrative Officer, or under the jurisdiction or control of the Chief Administrative Officer, pursuant to the provisions of this Charter, or of any ordinance, resolution or order of the Board of Supervisors. In addition to other powers and duties herein provided, the Chief Administrative Officer shall have the duty and power to:

- a. Coordinate the work of all offices and departments, both elective and appointive, and devise ways and means to achieve efficiency and economy in all county operations.
- b. Formulate and present to the Board plans to implement policies and accomplish goals established by the Board.
- c. Recommend an annual budget after reviewing requests of all departments and agencies for which the Board is responsible or which request county funds.
- d. Have responsibility for the administration of the budget after its adoption

ARTICLE III - CHIEF ADMINISTRATIVE OFFICER

301. Chief Administrative Officer

The Chief Administrative Officer is the chief executive officer of the County.

302. Appointment and Removal

The Chief Administrative Officer shall be appointed by the Board of Supervisors on the basis of executive and administrative qualifications and experience. The Chief Administrative Officer is appointed by the Board, subject to the approval and may be removed at any time by an affirmative vote of three-fourths of the Board.

303. Compensation

The Chief Administrative Officer's compensation shall be commensurate with the responsibilities of the Chief Administrative Officer. The Chief Administrative Officer may not engage in any other business or occupation without the prior approval of the Board of Supervisors.

304. Duties

The Chief Administrative Officer shall be responsible to the Board of Supervisors for the proper and efficient administration of such of the affairs of the County as are or hereafter may be placed in the charge of the Chief Administrative Officer, or under the jurisdiction or control of the Chief Administrative Officer, pursuant to the provisions of this Charter, or of any ordinance, resolution or order of the Board of Supervisors. In addition to other powers and duties herein provided, the Chief Administrative Officer shall have the duty and power to:

- a. Coordinate the work of all offices and departments, both active and inactive, and devise ways and means to achieve efficiency and economy in all County operations.
- b. Formulate and present to the Board plans to implement policies and accomplish goals established by the Board.
- c. Recommend an annual budget after reviewing requests of all departments and agencies for which the Board is responsible or which request County funds.
- d. Have responsibility for the administration of the County's budget.

by the Board.

- e. Provide for in-depth analysis and review of all county programs on a regular basis in such a manner that the Board may make policy decisions.
- f. Provide and implement systems of adequate checks and controls to safeguard county money and property.
- g. Work with all other government entities, federal, state, regional and local, in the best interest of the entire county.
- h. On at least an annual basis, review and appraise the performance of all department heads, and submit the appraisal to the Board of Supervisors.
- i. Coordinate the review and publication of a county long-range fiscal plan and the annual statement of goals as adopted by the Board of Supervisors.

305. Board Meetings.

The Chief Administrative Officer or that person's designee shall attend any meeting of the Board of Supervisors, except that attendance at a meeting at which the Chief Administrative Officer's evaluation or removal is considered shall be at the Board's discretion, subject to the provisions of the Brown Act as amended.

603. County Counsel.

The Board of Supervisors shall appoint a County Counsel who shall have the same duties as a County Counsel appointed under the general law. The County Counsel shall serve for four years from the time of appointment. The four-year term shall commence on January 1st of the year after each Presidential election. In the event that a vacancy occurs during a term, the Board of Supervisors shall promptly fill the vacancy for the remainder of the term. The Board of Supervisors may appoint an interim County Counsel for up to six (6) months while it is selecting a new County Counsel to fill the vacancy.

During a term, the County Counsel may be removed from office in the same manner as provided for under general law.

- a. Review for design, analysis and review of all existing projects to a degree such as to ensure that the Board may make policy decisions.
- f. Provide and implement systems of education, training and control to assigned county money and property.
- g. Work with the other government entities, federal, state, regional and local, in the best interest of the county.
- h. Carry out the Board's policy, review and approve the performance of all department heads, and submit the annual report to the Board of Supervisors.
- i. Coordinate the review and publication of a county long-range plan and the annual statement of goals as adopted by the Board of Supervisors.

305. Board Meetings.

The Chief Administrative Officer or that person's designee shall attend any meeting of the Board of Supervisors, except that attendance at a meeting of which the Chief Administrative Officer's presence or removal is determined shall be at the Board's discretion, subject to the provisions of the Board Act as amended.

ARTICLE IV

DEPARTMENT HEADS, BOARDS AND COMMISSIONS

401. Powers and Duties.

Department heads, boards and commissions shall have all the powers and shall perform all the duties vested in them by this charter, by ordinance, and by general law when not in conflict with this charter or with ordinances adopted pursuant to this charter. All department heads and officers of the county, both elected and appointed, shall cooperate with the Chief Administrative Officer so that the Chief Administrative Officer may achieve complete coordination of all county activities.

402. Elected Department Heads.

The following department heads shall be elected:

- a. Assessor
- b. Auditor/Controller
- c. District Attorney
- d. Recorder/Clerk
- e. Sheriff/Coroner/Public Administrator
- f. Surveyor
- g. Treasurer/Tax Collector

The term of office of all elected officers is four years. The elected officers shall serve until their successors are qualified unless sooner removed as provided by this charter.

403. County Counsel.

The Board of Supervisors shall appoint a County Counsel who shall have the same duties as a County Counsel appointed under the general law. The County Counsel shall serve for four years from the time of appointment. The four year term shall commence eighteen (18) months after each Presidential election. In the event that a vacancy occurs during a term, the Board of Supervisors shall promptly fill that vacancy for the remainder of the term. The Board of Supervisors may appoint an interim County Counsel for up to six (6) months while it is selecting a new County Counsel to fill the vacancy.

During a term, the County Counsel may be removed from office in the same manner as provided for under general law.

County Counsel shall not be entitled to the expectation of successive appointments. At least ninety (90) days prior to the end of a term, the Board of Supervisors shall notify the incumbent County Counsel if he or she will be appointed to a successive term. If such notification is given, the successive term will commence immediately upon completion of the prior term. Upon the end of the term of the County Counsel in office at the time this charter is adopted, the Board of Supervisors shall appoint an interim County Counsel to serve until April, 1998.

404. *Department Heads.*

The position of department head shall be designated by ordinance. Department heads serve at the pleasure of their appointing authority, the Board of Supervisors. Department heads shall have and may delegate the power to appoint, supervise, suspend and remove all persons employed in their departments subject to the provisions of Article V. of this charter.

405. *Boards and Commissions.*

County boards and commissions are those required by general law and those established by the Board of Supervisors by ordinance.

Members of all boards and commissions shall be county residents to the extent permitted by law. If a member required to be a resident ceases to reside in the county, the seat becomes vacant.

Whenever the county is required to, or invited to nominate or appoint a person to a board, commission, committee or other body, other than those established by El Dorado County, the jurisdiction of which affects only a region of the county, then the Board of Supervisors shall nominate or appoint a person who resides in that affected region. In the alternative, the Board of Supervisors may fill the position with a member of the Board whose district includes the affected region.

The Board of Supervisors, by ordinance, shall establish terms of office, conditions for removal from office, and may provide for the qualifications of members of boards and commissions and for their compensation.

406. *Vacancies.*

The Board of Supervisors shall provide for public notice of vacancies on boards and commissions and of the method by which citizens may apply for appointments.

If a vacancy occurs in an elective office other than the Board of Supervisors, the Board shall fill it as provided by general law. The appointee shall hold office until

County Council shall not be entitled to the expenditure of successive appointments. At least thirty days prior to the end of a year, the Board of Supervisors shall submit to the County Council a list of the names of the persons to be appointed to the office of County Clerk for the next year. The Board of Supervisors shall have the right to reject any or all of the names so submitted, and to appoint in its stead any person or persons it may deem proper. The Board of Supervisors shall report on the County Clerk's performance at the end of each year.

404. Department Heads.

The Board of Supervisors shall have the right to appoint and to remove any or all of the heads of the departments of the County, and to fix the salaries of such heads. The Board of Supervisors shall have the right to appoint and to remove any or all of the heads of the departments of the County, and to fix the salaries of such heads. The Board of Supervisors shall have the right to appoint and to remove any or all of the heads of the departments of the County, and to fix the salaries of such heads.

405. Board of Commissioners.

County has no and shall not have any Board of Commissioners. The Board of Supervisors shall have the right to appoint and to remove any or all of the members of the Board of Commissioners, and to fix the salaries of such members.

Members of the Board of Commissioners shall be County residents to the extent permitted by law. If a member is required to be a resident of the County, the Board of Supervisors shall have the right to appoint and to remove any or all of the members of the Board of Commissioners, and to fix the salaries of such members.

Whenever the County is required to, or wishes to, appoint a person to a board, commission, committee or other body, other than those established by the County Council, the Board of Supervisors shall have the right to appoint and to remove any or all of the members of such body, and to fix the salaries of such members. In the absence of the Board of Supervisors, the County Council shall have the right to appoint and to remove any or all of the members of such body, and to fix the salaries of such members.

The Board of Supervisors, by ordinance, shall establish terms of office, conditions for removal from office, and may provide for the qualifications of members of boards and commissions and for their compensation.

406. Vacancies.

The Board of Supervisors shall provide for the filling of vacancies in the Board of Supervisors and in the offices of the County Clerk, County Auditor, County Treasurer, and County Engineer, and shall have the right to appoint and to remove any or all of the members of such bodies, and to fix the salaries of such members.

It is a vacancy occurring in an elective office other than the Board of Supervisors, the Board shall fill it as provided by general law. The same law shall apply to the filling of vacancies in the offices of the County Clerk, County Auditor, County Treasurer, and County Engineer.

the next general election.

ARTICLE V - PERSONNEL

407. Agriculture Commissioner/Sealer of Weights & Measures.

The offices of Agriculture Commissioner and Sealer of Weights & Measures are consolidated. Upon the end of the term of the Agriculture Commissioner in office at the time this charter is adopted, the Board shall appoint an Agriculture Commissioner who shall serve at the pleasure of the Board.

The county shall appoint, evaluate, transfer, promote, demote, discipline, and discharge employees on the basis of job related qualifications, performance, merit, and equal employment opportunity.

Equality of employment rights shall not be abridged or denied to persons employed or seeking employment on the basis of race, creed, color, marital status (including marital status), sex, sexual orientation, age, national origin, disability, religion, or political opinion or affiliation, or any non job-related factor pursuant to state and federal law.

The Board of Supervisors shall establish and amend, by Resolution, Personnel Rules in accordance with the Charter to implement the foregoing policies and other provisions of this charter.

502. Civil Service.

This section is created pursuant to provisions of Government Code 31100 et seq. for the purpose of maintaining the United Civil Service System for the county. The Civil Service System shall be limited to those matters and the jurisdiction defined and described in Section 502.3.

The provisions of the county's United Civil Service System shall apply to officers and employees who have achieved civil service status as provided for in the Personnel Rules adopted and which may be amended by the Board of Supervisors or in any Memoranda of Understanding implemented in accordance with Government Code section 3500, et seq. (Mayer-Miles Senior Act), and who are not exempted from coverage as unclassified employees.

502.1 Classified and Unclassified Employees

The classified service consists of all positions in which employees have achieved civil service status except those positions designated as unclassified below.

ARTICLE V - PERSONNEL

501. Policy.

It shall be the policy of the county to recruit, select and retain the best qualified officers and employees, and to effect equal opportunity for all persons at all levels of county employment in accordance with provisions of the charter and pursuant to state and federal law.

The county shall appoint, evaluate, transfer, promote, compensate, discipline, and dismiss employees on the basis of job related qualifications, performance, merit, and equal employment opportunity.

Equality of employment rights shall not be abridged or denied to persons employed or seeking employment on the basis of race, creed, color, marital status (excluding nepotism), sex, sexual orientation, age, national origin, disability, religious or political opinion or affiliation, or any non job-related factor pursuant to state and federal law.

The Board of Supervisors shall establish and amend, by Resolution, Personnel Rules in accordance with this Charter to implement the foregoing policies and other provisions of this charter.

502. Civil Service.

This section is enacted pursuant to provisions of Government Code 31100 et seq. for the purpose of maintaining the limited Civil Service System for the county. The Civil Service System shall be limited to those matters and the jurisdiction defined and described in section 502.3.

The provisions of the county's limited Civil Service System shall apply to officers and employees who have achieved civil service status as provided for in the Personnel Rules adopted and as may be amended, by the Board of Supervisors or in any Memoranda of Understanding implemented in accordance with Government Code section 3500, et seq. (Meyer-Milias Brown Act), and who are not exempted from coverage as unclassified employees.

502.1 Classified and Unclassified Employees

The classified service consists of all positions in which employees have achieved civil service status except those positions designated as unclassified below.

501. Policy

It shall be the policy of the County to recruit, select and retain the best qualified persons for employment, and to afford equal opportunity for all persons in all phases of County employment in accordance with every aspect of the County and Federal laws and Federal law.

The County shall recruit, evaluate, recruit, promote, compensate, discipline, and dismiss employees on the basis of job-related qualifications, and on seniority, merit, and equal employment opportunity.

Equality of employment rights shall not be denied or denied to persons employed or seeking employment on the basis of race, color, creed, religion, sex, marital status, age, sexual orientation, sex, marital status, disability, religion, or national origin in addition, or any non job-related factor pursuant to state and federal law.

The Board of Supervisors shall establish and amend by resolution, personnel rules in accordance with the Charter to implement the foregoing policies and other provisions of this Charter.

502. Civil Service

This section is enacted pursuant to provisions of Government Code 31100 et seq. for the purpose of maintaining the limited Civil Service System for the County. The Civil Service System shall be limited to those positions and the positions defined and described in section 502.3.

The provisions of the County's limited Civil Service System shall apply to persons and employees who have achieved civil service status as provided for in the Personnel Rules adopted and as may be amended by the Board of Supervisors or its duly authorized representatives in accordance with Government Code section 3500, et seq. (Mayer-Raines Election Act), and who are not exempted from coverage as unclassified employees.

502.1 Classified and Unclassified Employees

The classified service consists of all positions in which employees have achieved civil service status except those positions designated as unclassified below.

The unclassified service consists of:

- a. elected county officers;
- b. appointed department heads;
- c. all appointed boards, committees and commissions;
- d. all persons serving without compensation (compensation does not include incidental fees and expenses);
- e. casual patient and inmates at county institutions;
- f. the following administrative personnel charged with making policy decisions: Deputy Director of Welfare; Undersheriff; The Undersheriff shall have the right to return to a former classified position in accord with county ordinance;
- g. any person holding a confidential position to each member of the Board of Supervisors;
- h. persons employed to render professional, scientific, technical or expert services on a temporary basis for a specific project;
- i. persons covered under State Merit Systems;
- j. persons employed as independent contractors pursuant to contracts, as authorized by the Board of Supervisors.
- k. persons otherwise excluded by operation of law.

The Board of Supervisors shall have the right for good cause and after written notice to affected parties, to make "de minimis" changes which amend the foregoing list.

502.2 Civil Service Commission

The Board of Supervisors shall appoint a Civil Service Commission in the County of El Dorado. The Civil Service Commission shall consist of five members, one nominated by each supervisor and appointed by the Board of Supervisors. Each member of the Commission shall be a qualified elector of the county and not an employee or officer of the county. The term of each Civil Service Commissioner shall be coterminous with the term of the nominating supervisor. Members may only be removed during a term by the Board of Supervisors for neglect of duty, malfeasance or misconduct in office, or other good cause shown.

The Civil Service Commission may designate one or more of its members or a neutral hearing officer, if agreed upon by the parties, to hear appeals within the purview of the Commission subject to the provisions of section 502.3.

The Civil Service Commission shall prescribe and maintain Commission Procedures, approved by resolution of the Board of Supervisors, which provide for the orderly conduct of the Commission's business.

502.3 Scope of Authority of Civil Service Commission

The Civil Service Commission shall hear only the following matters:

- (a) discipline of classified employees with permanent status;
- (b) complaints of unlawful discrimination in personnel matters;
- (c) other matters as may be provided for in the Personnel Rules, Memoranda of Understanding between the county and representing employee organizations, or Board Policy.

502.4 Disciplinary Actions

Any officer or employee in classified civil service who, in accordance with the Personnel Rules, has achieved civil service status, may be dismissed, suspended without pay, or reduced in rank or compensation by the appointing authority. Such action shall be taken in accordance with procedures set forth in the Personnel Rules and shall include provision of written notice of the proposed action, the location of all written material, reports or documents upon which the action is based, and the right of the employee to respond orally or in writing. Employees in classified service may appeal the final determination of the appointing authority to the Civil Service Commission. The Commission shall, upon request of the employee, order a hearing in accordance with procedures set forth in the Personnel Rules and the Commission's Procedures.

The Commission may either affirm, modify or revoke the decision of the appointing authority in disciplinary actions. The findings and decision of the Commission or authorized designee shall be final and binding, shall be certified to the department head or officer whose action was the subject of the hearing, and forthwith enforced and followed by the department head or officer.

502.5 Other Remedies

The Civil Service Commission may, in appeals of discrimination complaints or other matters as provided for in section 502.3, have the authority to direct remedial actions as provided for in rules provided for by the Board of Supervisors or as provided by Memoranda of Understanding or agreement of the parties.

502.6 Subpoenas

The Chair of the Civil Service Commission, or a designee authorized by the Commission Procedure Rules, shall have the power to issue subpoenas and subpoenas duces tecum. Compensation for persons subpoenaed shall be as provided for in the Commission's Rules.

This power shall be exercised and enforced in the same manner as the subpoena power granted to the Board of Supervisors in the California Government

Code, except that the power shall extend only to matters within the Commission's lawful jurisdiction.

Witnesses subpoenaed by the Commission shall be paid fees in the same amount and in the same manner as provided for in the California Government Code.

Subpoenas shall be signed by the chairman or secretary of the Commission.

Any member of the Commission, or any member otherwise so empowered may administer oaths to, or take affirmations from, witnesses before the Commission.

503. Compensation of Elected Officials, Officers and Employees.

Compensation for elected officials, officers and employees shall be prescribed by the Board of Supervisors by Ordinance, Resolution or Memoranda of Agreements.

504. Sheriff's Salary Limitation.

The Sheriff's Salary Initiative, commonly known as Measure A, and passed by a majority of the voters at a general election on November 7, 1972, shall not be affected by this charter.

Code, except that the power shall extend only to matters within the Commission's
jurisdiction.

Witnesses subpoenaed by the Commission shall be paid fees in the same
amount and in the same manner as provided for in the California Government Code.

Subpoenas shall be signed by the chairman or secretary of the Commission.

Any member of the Commission or any member of either house of assembly may
subpoena any person or any information from witnesses before the Commission.

503. Compensation of elected officers, officers and employees.

Compensation for elected officers, officers and employees shall be determined
by the Board of Supervisors by Ordinance. Resolution or otherwise of a majority of

504. Board's salary limitation.

The Board's salary limitation, currently known as Measure A, shall be
a majority of the votes at a general election on November 7, 1997, shall not be
affected by this chapter.

ARTICLE VI - FINANCE

701. Charter Review.

601. County Preference.

When the combinations of price, quality, terms and conditions of sale are substantially equal, the county shall give preference to vendors located within the County of El Dorado for the purchase of goods and supplies.

602. Contract Administration.

The Board of Supervisors shall not authorize the payment of money or other compensation for the performance of any service or function by a private entity except pursuant to a written contract meeting all legal requirements for county contracts as established by the Board of Supervisors. Each contract shall identify the county officer or employee with responsibility for administering the contract.

703. Grand Jury.

Every county officer and employee shall cooperate in providing the Grand Jury with any requested information or documents, except when disclosure is prohibited by law. The Board of Supervisors shall establish the format for county responses to the Grand Jury report.

704. Implementation of Charter Duties.

The mandatory provisions of the charter shall be carried out as expeditiously as is possible.

ARTICLE VI - FINANCE

601. County Treasurer

When the treasurer at any time, month, year and condition of sale are authorized to sign the county seal and authorize the vendor located within the County of El Dorado for the purpose of goods and supplies.

602. Contract Administration

The Board of Supervisors shall not authorize the payment of money for other compensation for the performance of any service or function by a person who is not a resident of the county or a resident of the county for any other reason. The Board of Supervisors shall not authorize the payment of money for other compensation for the performance of any service or function by a person who is not a resident of the county or a resident of the county for any other reason. The Board of Supervisors shall not authorize the payment of money for other compensation for the performance of any service or function by a person who is not a resident of the county or a resident of the county for any other reason.

ARTICLE VII - GENERAL

701. Charter Review.

The Board of Supervisors shall convene a Charter Review Committee within two (2) years of the effective date of this charter and within five (5) years of the last charter review thereafter. The committee shall review the charter and, after at least two (2) public hearings, make recommendations for amendments to or revisions of this charter to the Board.

702. General Law Governs.

Unless otherwise set forth in this charter, the general laws set forth in the Constitution of the State of California and the laws of the State of California shall govern. To the extent allowed under the California Constitution and state laws this Charter shall supersede state laws inconsistent with the Charter, except as herein specifically provided. To the extent County initiatives or ordinances are inconsistent with the provisions of this Charter, such initiatives and ordinances are repealed and the provisions of this Charter shall control.

703. Grand Jury.

Every county officer and employee shall cooperate in providing the Grand Jury with any requested information or documents, except when disclosure is prohibited by law. The Board of Supervisors shall establish the format for county responses to the Grand Jury report.

704. Implementation of Charter Duties.

The mandatory provisions of this charter shall be carried out as expeditiously as is possible.

701. Charter Review.

The Board of Supervisors shall cause a Charter Review Commission within two (2) years of the effective date of this Charter and within one (2) years of the last charter review thereafter. The Commission shall review the Charter and, at least two (2) years thereafter, make recommendations for amendments to it and submit the Charter to the Board.

702. General Law County.

Unless otherwise set forth in this Charter, the general laws set forth in the Constitution of the State of California and the laws of the State of California shall govern. To the extent not inconsistent with the Charter, general laws of the State of California shall govern. To the extent County laws are inconsistent with the Charter, general laws of the State of California shall govern. To the extent County laws are inconsistent with the provisions of the Charter, such matters shall be governed by the provisions of the Charter and shall be subject to the provisions of the Charter and shall be subject to the provisions of the Charter and shall be subject to the provisions of the Charter.

703. Grand Jury.

Every county officer and employee shall be subject to the Grand Jury with any requested information or documents, except when disclosure is prohibited by law. The Board of Supervisors shall establish the terms for county residents to the Grand Jury report.

704. Implementation of Charter Provisions.

The mandatory provisions of this Charter shall be carried out as expeditiously as is possible.

ALTERNATIVE
PROPOSED AMENDMENT TO
EL DORADO COUNTY PROPOSED CHARTER

If a charter is adopted, and this alternative proposed amendment is adopted, the charter shall be amended as follows:

202. Term of Offices.

The term of office of supervisor is four years. Board members shall be limited to two consecutive terms. No person elected supervisor may serve as such for more than two successive four year terms. Any person elected to the office of supervisor to complete in excess of two years of a four year term shall be deemed, for the purpose of this section, to have served one full term upon the expiration of that term. No person having served two successive four year terms may serve as a supervisor until at least four years after the expiration of the second successive term in office. Any supervisor who resigns with less than two full years remaining until the expiration of the term shall be deemed, for the purpose of this section, to have served a full four year term. The above shall not disqualify any person from running for election to the Board of Supervisors for any term or terms which are not successive. The term of office commences at noon on the first Monday in January.

The supervisor for each of the First, Second and Third Districts shall be elected in 1996. The supervisor for each of the Fourth and Fifth Districts shall be elected in 1994.

ALTERNATIVE
PROPOSED AMENDMENT TO
EL DORADO COUNTY PROPOSED CHARTER

If a district is adjusted, and the adjustment is adopted, the
changes shall be amended as follows:

THE FIRST DISTRICT

The term of office of members of the first district shall be limited
to two consecutive terms. The member elected to the first term shall serve as such for more
than two consecutive terms. Any person elected to the office of supervisor
in succession in excess of two years of a four year term shall be deemed, for the
purpose of this article, to have served one full term upon the expiration of that term.
No person having served two successive four year terms may serve as a supervisor
more than four years after the expiration of the second successive term in office.
Any supervisor who resigns with less than two full years remaining until the expiration
of the term shall be deemed, for the purpose of this section, to have served a full term.
The term of office shall not disqualify any person from running for election to the
Board of Supervisors for any term or terms which are not consecutive. The term of
office commences at noon on the first Monday in January.

The supervisor for each of the First, Second and Third Districts shall be elected
in 1995. The supervisor for each of the Fourth and Fifth Districts shall be elected in
1994.

**ALTERNATIVE
PROPOSED AMENDMENT TO
EL DORADO COUNTY PROPOSED CHARTER**

If a charter is adopted, and this alternative proposed amendment is adopted, the charter shall be amended as follows:

210. Powers and Duties [of the Board of Supervisors].

Except as provided for in subsection (c) hereinbelow, the Board of Supervisors shall have all the powers and shall perform all the duties vested in it by the Constitution, general law, and this charter...

...c. Increases to current benefit assessments on real property, or the imposition of any benefit assessment not previously imposed on real property shall not be effective unless and until approved by a majority of the voters voting in the geographic area in which the assessment will be imposed. A continuation of a previous benefit assessment in the same or lower amount is not covered by this section. This requirement does not apply to special taxes, any assessments imposed by a special district, or any assessments required to pay bonded indebtedness. The voting requirements shall only apply to County benefit assessments on real property, and shall not apply to taxes imposed by any special district.

ALTERNATIVE
PROPOSED AMENDMENT TO
EL DORADO COUNTY PROPOSED CHARTER

If a conflict is identified, the proposed amendment is intended to be consistent with the following:

212. Powers and Duties for the Board of Supervisors.

Except as provided for in a duly adopted ordinance, the Board of Supervisors shall have all the powers and shall perform all the duties vested in it by the Constitution, general law, and local charter.

2. In addition to the powers and duties vested in the Board of Supervisors by the Constitution, general law, and local charter, the Board of Supervisors shall have the power to adopt and enforce rules and regulations for the conduct of its business. A resolution of a majority of the Board of Supervisors shall be required to amend the rules and regulations. This resolution does not apply to rules and regulations adopted by a majority of the Board of Supervisors in the exercise of its powers and duties. The Board of Supervisors shall have the power to adopt and enforce rules and regulations for the conduct of its business. The Board of Supervisors shall have the power to adopt and enforce rules and regulations for the conduct of its business. The Board of Supervisors shall have the power to adopt and enforce rules and regulations for the conduct of its business.

**ALTERNATIVE
PROPOSED AMENDMENT TO
EL DORADO COUNTY PROPOSED CHARTER**

If a charter is adopted, and this alternative proposed amendment is adopted, the charter shall be amended as follows:

407. *Agriculture Commissioner/Sealer of Weights & Measures.*

The offices of Agricultural Commissioner and Sealer of Weights & Measures are consolidated. The appointment and employment of the Agriculture Commissioner shall be as provided for by general law.

ALTERNATE
PROPOSAL
EL DORADO COUNTY PUBLIC WORKS

It is stated that the proposed project is subject to the
following conditions:

407. The project is subject to the following conditions:

The project is subject to the following conditions:
The project is subject to the following conditions:
The project is subject to the following conditions:

**ALTERNATIVE
PROPOSED AMENDMENT TO
EL DORADO COUNTY PROPOSED CHARTER**

If a charter is adopted, and this alternative proposed amendment is adopted, the charter shall be amended as follows:

408. Probation Officer.

The appointment and employment of the Probation Officer shall be as provided for by general law.



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ALTERNATIVE
PROPOSED AMENDMENT TO
EL DORADO COUNTY PROPOSED CHARTER

If a charter is adopted, the following proposed amendment is adopted. The
amendment is presented as follows:

2000, Resolution 000000.

The amendment and any other amendments to the Charter shall be approved
by the Board of Supervisors.